

RECEIVEDYour Name: ROMEO JONESAddress: 1728 Ocean Ave 251, San Francisco, CA 94112Phone Number: (415) 604-8307

Fax Number: _____

E-mail Address: romeo415@yahoo.com

Pro Se Plaintiff

JAN 16 2019
SUSAN Y. SOONG
CLERK U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIAUNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIAROMEO JONESCase Number 3:18-cv-05414-SK **CRB**

Plaintiff,

COMPLAINT2nd amended

vs.

London Breed, Mayor

DEMAND FOR JURY TRIAL

Michael Mellone, OfficerYes ☒ No ☐Meighan Lyons, OfficerC. Perez, officer

Defendant.

PARTIES

1. Plaintiff. [Write your name, address, and phone number. Add a page for additional plaintiffs.]

Name: ROMEO JONESAddress: 1728 Ocean Ave 251 San Francisco, CA 94112Telephone: (415) 604-8307

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2. Defendants. [Write each defendant's full name, address, and phone number.]

Defendant 1:

Name: London Breed, Mayor
 Address: 1 Carlton B. Goodlett Place, San Francisco, CA 94102
 Telephone: (415) 55A-7111

Defendant 2:

Name: Officer Michael Mellohe #4249
 Address: 461 6th Ave, San Francisco, CA 94118
 Telephone: (415) 666-8000

Defendant 3:

Name: Officer Meighan Lyons #2438
 Address: 461 6th Ave, San Francisco, CA 94118
 Telephone: (415) 666-8000

JURISDICTION

[Usually only two types of cases can be filed in federal court, cases involving "federal questions" and cases involving "diversity of citizenship." Check at least one box.]

3. My case belongs in federal court

☒ under federal question jurisdiction because it is involves a federal law or right.

[Which federal law or right is involved?] _____

42 USC 1983

☐ under diversity jurisdiction because none of the plaintiffs live in the same state as any of the defendants and the amount of damages is more than \$75,000.

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VENUE

[The counties in this District are: Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, Santa Clara, Santa Cruz, San Francisco, San Mateo, or Sonoma. If one of the venue options below applies to your case, this District Court is the correct place to file your lawsuit. Check the box for each venue option that applies.]

4. Venue is appropriate in this Court because:

- ☒ a substantial part of the events I am suing about happened in this district.
- ☐ a substantial part of the property I am suing about is located in this district.
- ☐ I am suing the U.S. government, federal agency, or federal official in his or her official capacity and I live in this district.
- ☐ at least one defendant is located in this District and any other defendants are located in California.

INTRADISTRICT ASSIGNMENT

[This District has three divisions: (1) San Francisco/Oakland (2) San Jose; and (3) Eureka. First write in the county in which the events you are suing about happened, and then match it to the correct division. The San Francisco/Oakland division covers Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Sonoma counties. The San Jose division covers Monterey, San Benito, Santa Clara, Santa Cruz counties. The Eureka division covers Del Norte, Humboldt, Lake, Mendocino counties, only if all parties consent to a magistrate judge.]

5. Because this lawsuit arose in San Francisco County, it should be assigned to the San Francisco/Oakland Division of this Court.

STATEMENT OF FACTS

[Write a short and simple description of the facts of your case. Include basic details such as where the events happened, when things happened and who was involved. Put each fact into a separate, numbered paragraph, starting with paragraph number 6. Use more pages as needed.]

1. The Great Highway near the Cliffhouse in San Francisco
5pm, Sunday, September 2, 2018.

2. SFPD officers

3. Civil right violations

4. towing my Lexus car without a warrant.

5. searching my Lexus car without a warrant or my consent.

6. damage to my property. and assault with a deadly weapon
even though I wasn't violent.

COMPLAINT

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COMPLAINT

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CLAIMS

First Claim

(Name the law or right violated: They violated my 4th amendment rights) Section 1983

(Name the defendants who violated it: Michael Mellone Officer, Meighan Lyons Officer,) C. Perez Officer

[Explain briefly here what the law is, what each defendant did to violate it, and how you were harmed. You do not need to make legal arguments. You can refer back to your statement of facts.]

Civil rights violations is a federal crime. They violated my "due process" and didn't give me a hearing. Officer Michael Mellone #4249 refused to give me a ticket instead he busted my rear driver's side window with the baton. Officer Meighan Lyons #2438 instructed Mr Mellone to do that. Mr Mellone also peppered sprayed me 3 times through driver's side window which was opened 3 inches. Mr Mellone opened my driver's side door then Officer C. Perez #940, Ms Lyons, and dragged me out the car to the concrete. I was handcuffed while they illegally searched my Lexus car. They also conspired with the tow company to steal my car without a warrant.

My car was not involved or even suspected in any crimes. I was then My face was burning from the pepper spray and I was sent to St Mary's Hospital in an ambulance.

I wrote the Mayor London Breed a letter about what happened because I knew she went to ^{school} law but she ignored me. Every mayor supports the "citywide policy" to tow cars without a hearing first. I've been getting

COMPLAINT My cars & towed in San Francisco since 1998.

Claim

(Name the law or right violated: _____)

(Name the defendants who violated it: _____)

DEMAND FOR RELIEF

[State what you want the Court to do. Depending on your claims, you may ask the Court to award you money or order the defendant to do something or stop doing something. If you are asking for money, you can say how much you are asking for and why you should get that amount, or describe the different kinds of harm caused by the defendant.]

1 million (\$1,000,000) dollars.

I want compensatory damages. Including towing and medical bills, that day costs me over \$5,000 in bills. It was over \$1,100 to register my Lexus and get it from the impound house.

Civil rights violations is a "federal crime".

DEMAND FOR JURY TRIAL

[Check this box if you want your case to be decided by a jury, instead of a judge, if allowed.]

☒ Plaintiff demands a jury trial on all issues.

Respectfully submitted,

Date:

1/11/18

Sign Name:

Romeo Jones

Print Name:

ROMEO JONES

[Copy this page and insert it where you need additional space.]

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